

ORIGINAL

(29)
8-21-02
SC

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

VINCENZO MAZZAMUTO,
Plaintiff

Case No. 1:01-CV-1157

v.

UNUM PROVIDENT
CORPORATION, PAUL
REVERE LIFE INSURANCE
COMPANY and NEW YORK
LIFE INSURANCE COMPANY,

JUDGE KANE

Defendants

FILED
HARRISBURG, PA

AUG 20 2002

MARY E. D'ANDREA, CLERK
Per [Signature]
Deputy Clerk

DEFENDANTS' SUPPLEMENTAL APPENDIX
IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT CONTAINING
AFFIDAVIT OF MELISSA A. MULRY

STEVENS & LEE
E. Thomas Henefer
Attorney I.D. No. 55773
Kirk L. Wolgemuth
Attorney I.D. No. 45792
111 North Sixth Street
P.O. Box 679
Reading, Pennsylvania 19603
(610) 478-2000

Attorneys for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

VINCENZO MAZZAMUTO,	:	Case No. 1:01-CV-1157
Plaintiff	:	
	:	
v.	:	
	:	
UNUM PROVIDENT	:	
CORPORATION, PAUL REVERE	:	
LIFE INSURANCE COMPANY and	:	JUDGE KANE
NEW YORK LIFE INSURANCE	:	
COMPANY,	:	
Defendants	:	

AFFIDAVIT

I, Melissa A. Mulry, being first duly sworn, depose and state as follows:

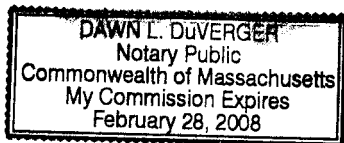
1. This affidavit is based on my personal knowledge and is submitted in support of Defendant's motion for summary judgment in the above-referenced case.
2. I am a Claims Representative for UNUMProvident Corporation. I have been employed by UNUMProvident Corporation (hereinafter, "UNUM") or its predecessors for approximately 4 years.
3. In carrying out my responsibilities for UNUM, I have become familiar with UNUM's procedures for the maintenance of claim files and similar documents in connection with claims processing and administering claims and am personally familiar with the claim file in the above-referenced case.
4. A true and correct copy of the claim file maintained by UNUM in connection with Mr. Mazzamuto's claim for benefits has been filed with the Court as part of the appendix in support of the motion for summary judgment and Bates stamped pages NYLCL 1 through 563. The claim file also includes several pages which were in the claim file but inadvertently not numbered and several more legible duplicates of certain numbered pages.

5. All of the records contained in the appendix in support of the motion for summary judgment are records prepared and/or maintained by UNUM in the regular course of its business.

Melissa A. Mulry
Melissa A. Mulry

Sworn to and subscribed
before me this 15th day
of August, 2002.

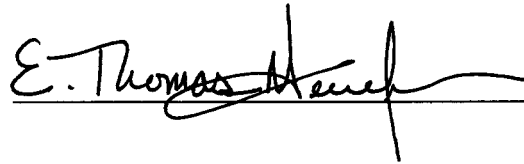
[Signature]
Notary Public



CERTIFICATE OF SERVICE

I, E. THOMAS HENEFER, ESQUIRE, certify that on this date, I served a certified true and correct copy of the foregoing Supplemental Appendix In Support of Defendant's Motion for Summary Judgment upon the following counsel of record, by hand delivery as follows:

Richard C. Angino, Esquire
Angino & Rovner, P.C.
4503 N. Front Street
Harrisburg, PA 17110



A handwritten signature in black ink, appearing to read "E. Thomas Henef", is written over a horizontal line.

Date: 8/19/02